IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

THURSDAY, THE 7TH JUNE 2007 / 17TH JYAISHTA 1929

OP.No. 1849 of 1997(T)

PETITIONERS:
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1. **T.N.PARAMESWARAN ANIR, VICE PRESIDENT,**
   THIRUMARADI KSHETHRA SAMITHI,
   THIRUMARADI P.O.,
   ERNAKULAM DISTRICT.

2. **V.KRISHNANKUTTY NAIR, PRESIDENT,**
   THIRUMARADI KSHETHRA SAMITHI,
   VAZHAVALIL HOUSE, THIRUMARADI,
   P.O., ERNAKULAM DISTRICT

BY ADV. SRI.P.B.SAHASRANAMAN
SRI.K.JAGADEESH

RESPONDENTS:
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1. **STATE OF KERALA, REP.BY ITS CHIEF**
   SECRETARY, SECRETARIAT, TRIVANDRUM

2. **THE DISTRICT COLLECTOR, COLLECTORATE,**
   KAKKANAD, COCHIN.

3. **THIRUMARADI PANCHAYATH, REP.BY ITS SECRETARY,**
   GRAMA PANCHAYATH THIRUMARADI 686 687.

BY ADV. SRI.RAJU ABRAHAM PULPARA
GOVERNMENT PLEADER SMT.K.R.DEEPA
SMT.T.T.JOSEPHINE
SRI.M.C.SEN

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 07/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON CMP. NO.NOS. 3349/1997, 29696/2000 IN OP. NO.1849/97

DISMISSED

07.06.2007 **SD/- KURIAN JOSEPH, JUDGE**

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE SKETCH SHOWING THE LIE OF THE TEMPLE AND ITS SURROUNDINGS.

EXT.P2:- COPY OF THE LAWYER'S NOTICE ISSUED TO THE RESPONDENTS 1 AND 2, DT. 6.3.96.

EXT.P3:- COPY OF THE JUDGMENT OF THIS HONOURABLE COURT IN OP. NO.14583/96, DT. 7.11.96.

EXT.P4:- COPY OF THE ORDER OF THE 2ND RESPONDENT, DT. 19.1.97.

EXT.P4:- COPY OF THE LETTER DT.18.10.98 ISSUED BY THE PRESIDENT THIRUMARADI MAHADEVAKSHETHRAM KSHETHRA SAMITHI TO THE PETITIONER DT. 18.10.98.(CMP. NO.34311/1998)

EXT.P5:- COPY OF THE SKETCH PREPARED AND PRODUCED BY THE TALUK SURVEYOR, DT. NIL.

EXT.P6:- COPY OF THE LETTER SENT BY THE 3RD RESPONDENT DT. 23.8.93.

EXT.P7:- COPY OF THE LETTER ISSUED BY SRI.P.K.KURIAKOSE, PRESIDENT, THIRUMARADI PANCHAYATH, DT. 23.9.93.

RESPONDENTS EXHIBITS

EXT.R3(a):- COPY OF THE ROUGH SKETHC SHOWING THE POSITION OF THE PRIMARY HEALTH CENTRE, LAKSHAM VEEDU COLONY AND THE EXISTING ROAD OF ONE KILOMETER.

EXT.R3(b):- COPY OF THE AGREEMENT DT. 18.8.93 SIGNED BY THE PETITIONERS.

EXT.R3(c):- COPY OF THE MASS STATEMENT DT. 10.11.94 TO KERALA URAZHMA DEVASWOM BOARD SIGNED BY 161 MEMBERS.

EXT.R3(d):- COPY OF THE REPORT SUBMITTED BY THIS DEPONENT 2ND RESPONDENT DT. 4.1.97.

EXT.R3(i) SERIES:- COPY OF THE BUILDING TAX ASSESSMENT REGISTER FROM 1973 TO 1998.

EXT.R4(A):- COPY OF THE NOTICE REQUESTING FOR CO-OPERATION OF THE PEOPLE ISSUED BY THE COMMITTEE DT. 10.10.88.

EXT.R4(B):- COPY OF THE LETTER DT. 13.8.93 SENT BY THE URANMA DEVASWOM BOARD, TO THE 2ND PETITIONER.

EXT.R4(C):- COPY OF THE OF SKETCH.

/TRUE COPY/

tss

W.P.C.NO.1849/97

J U D G M E N T

In the matter of protection of a Temple property, it is submitted that in view of the interim orders passed by this Court, no further orders are necessary. The writ petition is hence closed.

7.6.2007. **KURIAN JOSEPH, JUDGE.**

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KURIAN JOSEPH, J.

O.P. NO.1849 OF 1997

J U D G M E N T

Dated 7th June, 2007.